

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RECEIVED

FEB 16 1990

*Filed 2:15 PM*  
Department of Water Resources

Ident. Number: A27-02165  
Date Received: 1/17/1990  
Receipt No: 0014771  
Received By: C. Wong

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CONDA PARTNERSHIP 208-547-4381  
Address: 3010 CONDA RD.  
SODA SPRINGS, ID 83276

2. Date of Priority: AUG 22, 1955

3. Source: SPRING Trib. to: DRY VALLEY CREEK  
MAYBE CREEK DRY VALLEY CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 08S      | 44E   | 10      | NE     | NW     | NE     |     | CARIBOU |
|          |       |         | NE     | NE     | SE     |     | CARIBOU |

5. Description of diverting works:  
DITCHES WITH FLOOD IRR.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 1.120  |      |        |

7. Total Quantity Appropriated is:  
1.120 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 140.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 08S      | 44E   | 9       | NE     | NE     |     | IRR | 2.0   |

A27-02165

Page 1

Date: 01/17/90

A2702165



NOV 12 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 08S      | 44E   | 9       | NW     | NE  |     | IRR           | 11.0  |
|          |       |         | SW     | NE  |     | IRR           | 39.0  |
|          |       |         | SE     | NE  |     | IRR           | 4.0   |
|          |       |         |        |     |     | Section Acres | 56.0  |
|          |       |         |        |     |     | Total Acres   | 56.0  |

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:  
A24-02044

14. Remarks:  
SOURCES ARE SPRING & MAYBE CK.  
SOURCE KNOWN LOCALLY AS MABIE OR MABEY CREEK.

15. Basis of Claim: LICENSE  
Water Right Number: 25915

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

For Organizations:

I do solemnly swear or affirm that I am GENERAL MANAGER of  
Title  
CNOA PARTNERSHIP, that I have signed the foregoing  
Organization  
document in the space below as GENERAL MANAGER of  
Title  
CNOA PARTNERSHIP and that the statements contained in the  
Organization  
foregoing document are true and correct.

[Signature]  
Signature of Authorized Agent

Gen Mgr CNOA Partnership  
Title and Organization

2/15/90  
Date

State of Idaho )  
County of Caribou ) SS.

Subscribed and sworn (or affirmed) before me this 15<sup>th</sup> day  
of February 19 90.

Seal

Gayle M. Godfrey  
Notary Public

Residing at Soda Springs

My Commission Expires 9-8-92

Log for claim 27-02165

Spatial Dynamics LTD

12/1/00

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT       |
|---------|-----|------|------------------|----------------|---------------|
| 08s44e  | 9   | NENE | 2                | 1.3            | Indiscernible |
| 08s44e  | 9   | NWNE | 11               | 20             | Indiscernible |
| 08s44e  | 9   | SWNE | 39               | 36             |               |
| 08s44e  | 9   | SENE | 4                | 6.5            | Indiscernible |
| Totals: |     |      | 56               | 63.8           |               |

AJ5809NP  
No. A27-02165

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00  
PAGE: 66

| OWNER<br>CODE | NAME & ADDRESS                                                                | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | CONDA PARTNERSHIP<br>3010 CONDA RD<br>SODA SPRINGS ID 83276<br>(208) 547-4381 | 08/22/1955       | IRRIGATION | 04-01 11-01           | 1.120 CFS         |                     |
|               |                                                                               |                  |            |                       | TOTAL DIVERSION:  | 1.120 CFS           |
|               |                                                                               |                  |            |                       | CONSUMPTIVE USE:  | 140.00 AFA          |

Water Source: SPRING  
MAYBE CREEK

Tributary to: DRY VALLEY CREEK  
DRY VALLEY CREEK

Stage: LICENSE

Point(s) of Diversion: T08S R44E S10 NENWNE NENESE CARIBOU County

Place of use Legal Description for: IRRIGATION

|     |     |     |   | NE                  |     |     |     | NW                  |     |     |     | SW                  |     |     |     | SE                  |     |     |             |      |
|-----|-----|-----|---|---------------------|-----|-----|-----|---------------------|-----|-----|-----|---------------------|-----|-----|-----|---------------------|-----|-----|-------------|------|
|     |     |     |   | NENE NWNE SWNE SENE |     |     |     | NENW NWNW SWNW SENW |     |     |     | NESW NWSW SWSW SESW |     |     |     | NESE NWSE SWSE SESE |     |     |             |      |
| T   | R   | S   | : | Lt                  | Ac  | Lt  | Ac  | Lt                  | Ac  | Lt  | Ac  | Lt                  | Ac  | Lt  | Ac  | Lt                  | Ac  | Lt  | Ac          | SUM  |
| --- | --- | --- | : | ---                 | --- | --- | --- | ---                 | --- | --- | --- | ---                 | --- | --- | --- | ---                 | --- | --- | ---         | ---  |
| 08S | 44E | 9   | : | 02                  |     | 11  |     | 39                  |     | 04  |     |                     |     |     |     |                     |     |     |             | 56.0 |
|     |     |     |   |                     |     |     |     |                     |     |     |     |                     |     |     |     |                     |     |     | TOTAL ACRES | 56.0 |

POU County: CARIBOU

Non-Irrigation Uses: NONE

Other Rights: A24-02044

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 27.

Remarks: GEN SOURCES ARE SPRING & MAYBE CK.  
SOURCE KNOWN LOCALLY AS MABIE OR MABEY CREEK.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 27 Field Inspection Flag:  
Presumption Flag:

# State of Idaho License and Certificate of Water Right

Water License No. 25915 Amount 1.12 c.f.s.

Water District No. \_\_\_\_\_ Priority August 22, 1955

THIS IS TO CERTIFY that WESTERN FERTILIZER ASS'N. - Assignee - CENTRAL FARMERS FERTILIZER COMPANY

of Montpelier, Idaho, made application for a permit to appropriate the waters of the State of Idaho, dated August 22, 1955; that Permit No. 25915 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.12 second feet, was issued thereunder on April 13, 1959, showing that said works were completed on the 18th day of March, 1959; and that on the 27th day of April, 1962,

WESTERN FERTILIZER ASS'N. - Assignee - CENTRAL FARMERS FERTILIZER COMPANY of Montpelier, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of spring & Mabie or Mabey Creek, a tributary of Dry Valley Creek, for the purpose of irrigation, under Use Permit No. 25915 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7776, on the 5th day of November, 1963; The right hereby confirmed dates from August 22, 1955;

The Point of Diversion is located spring NE 1/4 SE 1/4, and Mabie or Mabey Creek in the NW 1/4 NE 1/4, Sec. 10, Tp. 3 S., R. 14 E., B. M. Caribou County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.12 cubic feet per second.

Description and location of use:

| Twp.                                   | Range | Sec. | Forty-acre Tract | No. Acres Described in Permit | No. Acres Actually Irrigated |
|----------------------------------------|-------|------|------------------|-------------------------------|------------------------------|
| 8 S.                                   | 14 E. | 9    | NE 1/4 NE 1/4    |                               | 2                            |
|                                        |       |      | NW 1/4 NE 1/4    |                               | 11                           |
|                                        |       |      | SW 1/4 NE 1/4    |                               | 39                           |
|                                        |       |      | SE 1/4 NE 1/4    |                               | 4                            |
| Total number of acres to be irrigated: |       |      |                  |                               | 56                           |

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 5th day of November, 1963.

(SEAL)

RAUL H. THOMAS  
Deputy State Reclamation Engineer.

25915  
4-2045

review of quad  
set the correct spelling  
is "Mabie or Mabey Creek"  
"maybe Creek".

kw  
1/22/85

A. *United Farmer's*  
*Stock Co.*

24-2045

# APPLICATION FOR PERM

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 33788  
PERMIT No. 25915  
DISTRICT No.

Irwin Clawson  
141 East 2nd South  
Salt Lake City, Utah

1. Name of Applicant: WESTERN FERTILIZER ASSN.

Postoffice address: Salt Lake City

County: Salt Lake State: Utah

I. If applicant is a corporation, give:

(a) Date and place of incorporation: July 15, 1947 - Salt Lake City, Utah

(b) Amount of capital stock: \$650,000.00

(c) Amount paid in: \$204,450.00

(d) Names and addresses of directors: Harvin S. Allyn (201 Elliott Ave. West, Seattle, Wash.); Earl Brockman (Caldwell, Idaho); Frank Shelley (65 East 4th South, S.L.C.); Chas. Baker (c/o Pacific Supply Co-op, Walla Walla, Washington)

II. The financial resources of the applicant are:

(a) Cash on hand: \$5,579.58

(b) Treasury stock: 4447.5

(c) Bonds to be issued: None

(d) Other resources: \$234,312.50 in exploratory, mine and plant expenses

2. Quantity of water claimed: Two (2)

cubic feet per second.

Advised to *Ed. Pass Nat'l Gas Co.*

3. Source of water supply: Stream and springs in Mabie / (Mabey, Maybe) Creek which is a tributary of Dry Valley Creek and Blackfoot River

4. Location of point of diversion: at spring approx. 2200 ft. / N & 130 ft. W. of feet distant from the S. E.

corner of Section 10 , T. 8 S. , R. 44 E. , B.M., and in the creek bottom approx. 3550 ft. N. & 1040 ft. W. from the S. E. corner of said Sec. 10.  
of Section , T. , R. , B.M., County of *Caribou*

5. Water is to be used for Mining, Milling, culinary and irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the SE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 9 , T. 8 S. , R. 44 E. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to Mabie Creek at a point feet

distant from the corner of Section , T. , R. , B.M., in the SE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 9 , T. 8 S. , R. 44 E. , B.M.

7. Estimated cost of works: \$ 18,000.00

8. Kind of works: Partially open culvert and partially pipe with diversion dam, head box, pipe line and collecting works,

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom: 1 feet; width at water line 2 feet; depth of water 1 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit one (1) miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is 3 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:  
(b) Name of Reservoir and number of Storage Permit:  
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

Western Fertilizer Assn.

Applicant.

By IRWIN CLAWSON

Agent.

Date of first receipt at Department of Reclamation:

9:00 A.M. Aug. 22, 1955

Returned to applicant for correction:

Corrected application received:

## Approval of State Reclamation Engineer

The number of this permit is 25915

Recorded in Book 92 Page 25915 Approved September 2, 1955

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before November 2, 1955 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before March 2, 1958

The whole of said work to be completed on or before September 2, 1960

Beneficial use of water appropriated in accordance herewith, to be made on or before September 2, 1963

WITNESS My hand this 2nd day of September, 1955

MARK R. KULP  
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLYE, Governor of the State of Idaho,

and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 7th

day of September, 1955.

Countersigned:

STATE OF IDAHO

(SEAL)

By ROBERT E. SMYLYE

Governor.

By IRA H. MASTERS  
by PAULA L. FLEENOR  
Deputy Secretary of State

REMARKS: This stream is on public land in a forest reserve. Applicant proposes to take all water in Mable Creek at the points indicated and all flowing into that Creek below that point, including, but no limited to, the waters of the spring at 1960' W. and 35' S. of the N.E. corner of Section 10, T. 8 S., R. 44 E., S. 4, and conduct the same past the beaver ponds and places where the water is lost, to the mouth of the canyon. This application should be considered in connection with permits 21981, 23083, 23082, 23081, 24160, 24311, 24502, 25038 and is for the purpose of utilizing the increase developed by applicant (Cont. below)

| Twp. | Range | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals    |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-----------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |           |
| 8 S  | 44 E. | 9    | X      | X      | X      | X      |        |        |        |        |        |        |        |        |        |        |        |        | 110 acres |

REMARKS: Cont'd.  
in the spring at the upper opening of the presently installed pipe line and head box together with whatever savings can be effected in the waters of Mable Creek by reason of conveying the water over the beaver ponds and upturned stratas between the area in the vicinity of the tunnel and the mouth of Mable Canyon nearly a mile to the westward. The water thus conveyed will be used to provide prior appropriators with the water to which they are entitled and the balance for culinary, mining, milling and irrigation purposes. This application is made without waiving applicant's rights under prior permits on the same waters.

NOTE: See Assignment recorded on Permit No. 21981 - September 29, 1958 to Central Farmers Fertilizer Company Box 853, Montpelier, Idaho

APPLICATION FOR AMENDMENT  
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS  
OF THE STATE OF IDAHO, No. 25915

Comes now CENTRAL FARMERS FERTILIZER CO., Irwin Clawson, Agent, and represents to the State Reclamation Engineer of the State of Idaho:  
That he is the agent for the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 25915.  
That one of the points of diversion is described in said permit as being located 3550 feet North and 1040 feet West of the Southeast corner of Section 10, Township 8 South, Range 44 East, Boise Meridian.  
That he now requests that such point of diversion be changed to a point located 2030 feet West and 1000 feet South from the Northeast corner of the same section, being in the NW 1/4 of such section.  
That the reason for desiring to make such change is as follows: Mistake in measurements.  
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.  
Signed at Salt Lake City, Utah, this 10th day of April, s/ IRWIN CLAWSON, Agent.  
1959.

Date of Receipt at the Department of Reclamation: April 13, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 25915. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ GEO. N. CARTER  
State Reclamation Engineer

Recorded: April 13, 1959

PERMIT NO. 25915  
CERTIFICATE OF COMPLETION OF WORKS ✓

TO ALL WHOM IT MAY CONCERN:

This is to certify that CENTRAL FARMERS FERTILIZER COMPANY, of Montpelier, County of Caribou, and State of Idaho, the holder of Permit No. 25915, issued upon application No. 33788, bearing date of priority of August 22, 1955, authorizing the diversion of 2.0 second feet of waters of Mabie Creek, County of Caribou, State of Idaho, for irrigation mining, milling and culinary purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.0 second feet of the waters of Mabie Creek, a tributary of Dry Valley Creek and the Blackfoot River; that the point of diversion of said waters are NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> and NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, Section 10, T. 8 S., R. 44 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: For mining and milling in SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, Sec. 9, T. 8 S., R. 44 E., B. M.; for irrigation 110 acres in NE<sup>1</sup>/<sub>4</sub>, Sec. 9, T. 8 S., R. 44 E., B. M.

Witness my hand this 13th day of April, A. D. 1959.

s/ GEO. N. CARTER  
State Reclamation Engineer

PROOF OF COMPLETION OF WORKS MADE: March 18, 1959

ASSIGNMENT ✓

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the undersigned, WESTERN FERTILIZER ASSN., also known as WESTERN FERTILIZER ASSOCIATION, a corporation organized under the laws of the State of Utah, does hereby sell, assign, transfer, and set over to the CENTRAL FARMERS FERTILIZER COMPANY, a corporation organized under the laws of the State of Illinois, all of the undersigned's water rights and applications for the appropriation of water rights on Mabie (Mabie, Mabey) Creek, a tributary of Dry Valley Creek, and permits granted thereon by the State of Idaho, which permits include (but are not limited to) those granted under the following permit numbers:

|         |       |
|---------|-------|
| 21981   | 24311 |
| G-23081 | 24502 |
| 23082   | 24886 |
| 23083   | 25038 |
| 24160   | 25915 |

Together with all of the undersigned's pipe and water lines and installations for diverting and conveying part and all of Mabie (Mabie, Mabey) Creek in Caribou County, Idaho.

IN WITNESS WHEREOF, the assignor has executed these presents this 30th day of June, 1958.

WESTERN FERTILIZER ASSN.

By /s/ Chas. Baker

Attest:

/s/ Frank Shelby  
Secretary

STATE OF WASHINGTON )  
 ) ss  
County of Walla Walla )

On this 27th day of June, 1958, before R. F. Dickinson, a Notary Public, personally appeared CHARLES BAKER, known to me to be the President of the Corporation that executed the within instrument and acknowledged to me that such Corporation executed the same.

/s/ R. F. Dickinson  
Notary Public residing  
at Walla Walla

My Commission Expires:  
9-24-60

(SEA)

Received and filed for record in the  
Department of Reclamation, at Boise, Idaho  
September 29, 1958

LICENSE ISSUED FOR 1/12 SEC. FL.  
page 7776

# ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, CENTRAL FARMERS FERTILIZER COMPANY, an Illinois corporation does hereby sell, assign, transfer and set over to EL PASO NATURAL GAS PRODUCTS COMPANY, a Texas corporation, all of the undersigned's water rights, licenses, permits and applications for permits for the appropriation of water in the State of Idaho, which permits include, without limitation those granted under the following permit numbers:

## Caribou County, Idaho

21981  
23082  
23083  
24160  
24311  
24502  
24886  
25038  
25915 (License & Certificate of  
Water Right)

## Bear Lake County

G-26003 (License & Certificate  
of Water Right)  
G-28802  
G-30138

TOGETHER WITH all of the undersigned's pipe and water lines, pumps equipment, installation and related facilities used in diverting and utilizing the water to which said permits and licenses are applicable.

IN WITNESS WHEREOF, THE Assignor has executed this Assignment on this 24 day of July, 1964.

ATTEST

Harry Melery  
Secretary

STATE OF ILLINOIS )  
COUNTY OF COOK )

Permit Holders:

CENTRAL FARMERS FERTILIZER  
COMPANY

By K.F. Lundberg  
President

On this 24 day of July, 1964, before me, a Notary Public for the State of Illinois, personally appeared K. F. Lundberg, President of the corporation that executed the above instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

My commissions expires  
October 29, 1965

s/ Mena E. Wunker  
Notary Public  
Residing at Chicago, Illinois

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO  
**REPORT OF ENGINEER**

Permit No. 25915

This proof is for Beneficial Use In Water District No.

1. Name of applicant Central Farmers Fertilizer Co.,
2. Source of water supply: Stream & springs in Mable (Mabey) Creek
3. Location of point of diversion: Is in the NE 1/4 & NW 1/4 of Section 10  
T. 8 S. R. 44 E. B. M. County of Caribou
4. Describe works as they exist, giving dimensions and capacities of same:

Spring - P.D. NW 1/4 NE 1/4, Sec. 10: No visible works. Mr. Loenshal stated he didn't know of any spring box or pipes from this spring.

Spring - P.D. NW 1/4 SE 1/4, Sec. 10: 6' x 9' x 5' concrete spring box with cover. Reservoir inside. 6' x 5' x 3' with 2 1/2' concrete stand pipe over flow. 6" screw gate in bottom to drain reservoir. 2 1/2' x 5' x 5' valve compartment. 6" gate valve to 2550' x 6" buried steel pipe, to a 6" gate valve to 30' x 6" Transite pipe to 12' x 3800' buried concrete pipe.

Stream - P.D. NW 1/4 NE 1/4, Sec. 10: Dirt dam in channel to divert water into 6' x 4' x 3' plastered concrete block head box with trash rack to 3800' x 12" concrete pipe.

than irrigation):

POINT OF USE: SE 1/4 NE 1/4 Sec. 9., Twp. 8 S., Rge. 44 E. B. M.

Irrigations: NE 1/4 Sec. 9., Twp. 8 S., Rge. 44 E. B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Blackfoot River

Remarks: Mr. Howard Loenshal, mining Eng. along

See 24502  
for map

This examination was made on the 18<sup>th</sup> day of October, 1963

(Signed)

Loren Johnson

Examiner.

25915

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO  
REPORT OF ENGINEER

Permit No. 25915

This project is for Beneficial Use In Water District No. \_\_\_\_\_

..... Fertilizer Co., .....

( Mahey ) Creek.....

1. Содержание  
 2. Содержание  
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5. Water is used for: Mining, Milling, culinary and irrigation
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

POINT OF USE: SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> Sec. 9., Twp. 8'S., Rge. 44'E.M.

Irrigation: NE $\frac{1}{4}$  Sec. 9., Twp. 8 S., Rge. 44 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Black fork River

Remarks: Mr. Howard Loenshal, mining Eng., along

This examination was made on the 18<sup>th</sup> day of October, 1963

(Signed) Layne Johnson Examiner

25915

# INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

8470169  
Max Lattig, Chemical Engineer  
Central Farmers Fertilizer  
Drawer "H", Montpelier, Idaho  
Permit No. 25915

White Picking  
Hwy to road.

Examination for Beneficial Use

County Caribou

Sec. 10 T. 8 S. R. 44 E. P. M.

Quantity: 2.0 c. f. s.

Source: Springs & Stream in Hobbs Cr.

N.W. 1/4 Sec. 10, T. 8 S. - R. 44 E. P. M.

Use: Mining, Milling, Culinary & Irrigation

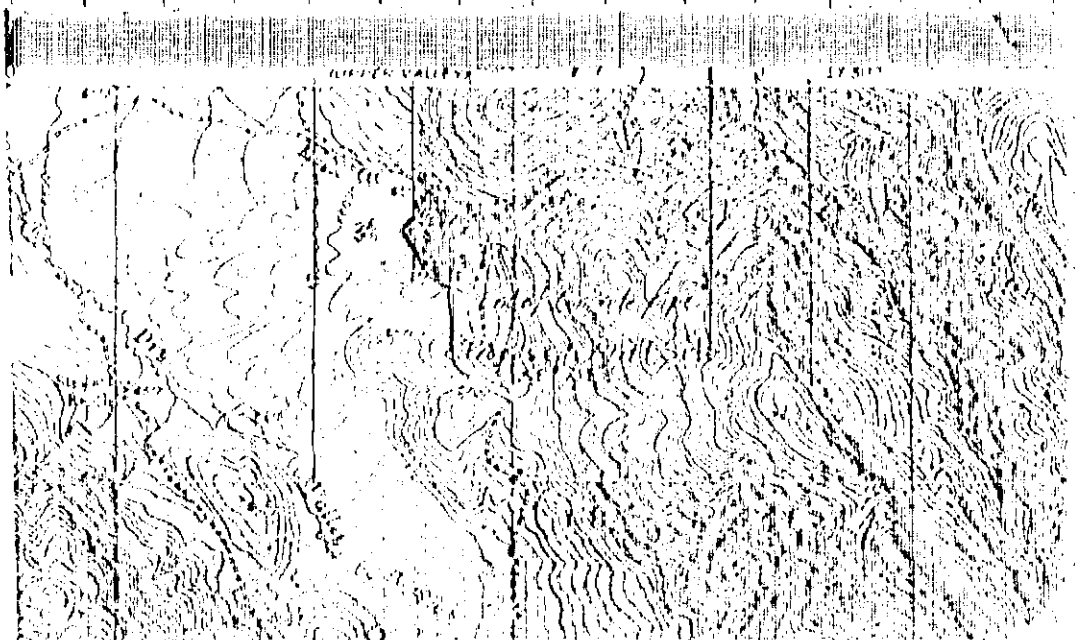
Filed: Aug. 22, 1955

Due: Sept. 2, 1963

Extension: —

Completion of Works: 4-13-59

Other Rights: none stated  
Permit # 24502 - 24886



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S.

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Subdivision 1/2  
Area 56.000  
9 1/2 cells

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 25915

REPORT ON PROOF OF Beneficial Use

Max Lattig, Chemical Engineer  
Central Farmers Fertilizer  
Drawer "H", Montpelier, Idaho



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

May 26, 1999

CONDA PARTNERSHIP  
BOX 37  
SODA SPRINGS ID 83230

RE: CHANGE OF ADDRESS FOR A27-07059, A27-07302,  
A27-02165 & A27-02176

Dear Sirs:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Conda Partnership  
3010 Conda Road  
Soda Springs Id 83276

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Autumn Jones  
Records Clerk

Enclosure(s)

COPY



## CONDA PARTNERSHIP

P. O. Box 37

CONDA, IDAHO 83230



WESTERN CO-OPERATIVE  
FERTILIZERS (U.S.) INC.  
PARTNER

February 14, 1990

**RECEIVED**  
FEB 16 1990

Idaho Dept. of Water Resources  
State Office  
1301 North Orchard  
Boise, Idaho 83720

Department of Water Resources

Dear Sir:

Please find enclosed the notice of claims to water rights for the use of water from the Snake River basin water system; re: Water Rights A27-07059, A27-07302, A27-02165, and A24-02044. Also enclosed is a check in the amount of \$436.76 to cover the fees for the use of these rights.

If you have any questions, or if any additional information is required, please don't hesitate to call. Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Doug Graunke".

Doug Graunke,  
General Manager

DG/kk

Enclosures

Sent Certified return receipt P 919 922 604

MICROFILMED

NOV 12 1992

P A Y E E: DETACH THIS STATEMENT BEFORE DEPOSITING

CONDA PARTNERSHIP

| DATE        | INVOICE NO. | DESCRIPTION             | AMOUNT          | DISCOUNT OR DEDUCTION | NET AMOUNT      |
|-------------|-------------|-------------------------|-----------------|-----------------------|-----------------|
| 02-14-90    |             | Water Right A27-07059 ✓ | \$54.00         |                       |                 |
|             |             | " " A27-07302 ✓         | 70.76           |                       |                 |
|             |             | " " A27-02165 ✓         | 52.00           |                       |                 |
|             |             | " " A24-02044           | <u>260.00</u>   |                       |                 |
|             |             | TOTAL                   | <u>\$436.76</u> |                       | <u>\$436.76</u> |
| DO NOT FILM |             |                         |                 |                       |                 |